

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 3 June 2016

Order No: 8009

THE HERTFORDSHIRE (QUEEN STREET, HITCHIN) (DISABLED PERSONS PARKING BAY) ORDER 2014

The Hertfordshire County Council in exercise of their powers under Sections 32 and 35 of the Road Traffic Regulation Act 1984 (which said Act of 1984 is hereinafter referred to as "the Act of 1984"), 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 of the Act of 1984, hereby makes the following Order:-

1. This Order may be cited as "The Hertfordshire (Queen Street, Hitchin) (Disabled Persons Parking Bay) Order 2014" and shall come into effect on Friday 10 June 2016.
2. That length of Queen Street, Hitchin specified in the Schedule to this Order is designated for use as parking bay at any time for disabled persons vehicles which display in the relevant position a disabled persons badge.
3. Save as provided in Article 4 of this Order, where in Article 2 of this Order a parking bay is described as designated for use as a parking bay at any time for disabled persons vehicles which display in the relevant position a disabled persons badge, the driver of a vehicle shall not permit a vehicle to wait in that parking bay 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 bay.
- 4(1) Nothing in Article 3 of this Order applies to the length of road restricted by Article 2 to this Order (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 Section 65 of the Postal Services Act 2011.

- (2) The "purposes" referred to in sub-Article (1)(d) of this Article are –

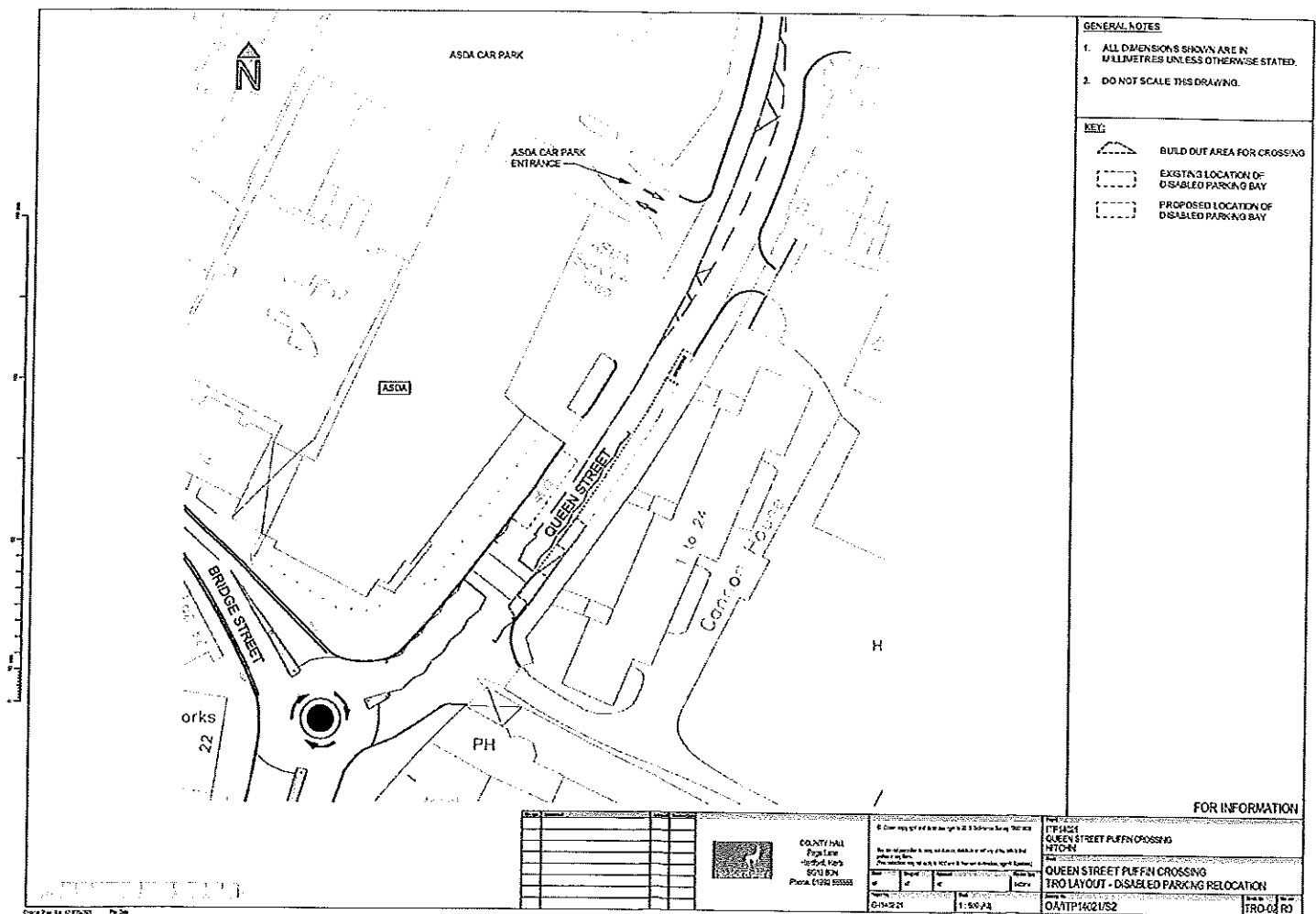
- (a) any operation involving building, demolition or excavation;

- (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. A vehicle left in a disabled persons parking bay in contravention of Articles 2 and 3 of this Order or otherwise in accordance with the provisions of this Order shall incur a penalty charge.
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 provisions of the following Order are hereby revoked but only in so far as they are affected by the provisions imposed by this Order:
 - The North Hertfordshire District Council (Control of Parking) (Consolidation) Order 2014
9. 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.

Queen Street (south east side) from a point 35.5 metres north east of a point in line with the projected north east kerbline of Bridge Street north eastwards for 5 metres.

The Common Seal of Hertfordshire County Council was hereunto affixed in the presence of:-

Chief Legal Officer



HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (QUEEN STREET, HITCHIN) (DISABLED PERSONS PARKING BAY) ORDER 2014

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to relocate a disabled persons parking bay on that length of Queen Street, Hitchin as specified in the Schedule to this Notice. The Order will come into effect on Friday 10 June 2016.

Documents giving more detailed particulars of the Order may be inspected from 9 June 2016 to 21 July 2016 during normal office hours at the offices of North Hertfordshire District Council, Council Offices, Gernon Road, Letchworth and at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or viewed on line at www.hertsdirect.org/trafficorders by clicking on PTRO's and looking in North Herts DC (Under Ref: NH/008/14)

Enquiries relating to the Order should be referred to the Highways Engineer concerned Richard Burnett tel: 01992 658476 or Richard.burnett@hertfordshire.gov.uk

Any person wishing to question the validity of the Order, or of any provision contained in it, on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, or on the grounds that any requirement of the Act or any Instrument made under it has not been complied with in relation to the Order, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

SCHEDULE: Disabled parking bay – that section of road herein listed and as set out in the Order and accompanying plan – Queen Street. - existing disabled persons parking bay in vicinity of Cannon House to be relocated approx 10 metres further north east.

County Hall
Hertford
Herts SG13 8DN

9 June 2016
John Wood
Chief Executive & Director of Environment

**STATEMENT OF REASONS FOR MAKING
THE HERTFORDSHIRE (QUEEN STREET, HITCHIN)
(DISABLED PERSONS PARKING BAY) ORDER 2014**

The Hertfordshire County Council is proposing to re-locate a disabled persons parking bay in Queen Street, Hitchin.

The proposal will move a 'Disabled persons parking bay' currently located outside of Cannon House and re-locate it approximately 10 metres further northeast.

The authority considers that this re-location is necessary to facilitate safe visibility on approach to a new pedestrian crossing being constructed in Queen Street near to Cannon House.

Therefore, it appears to the Highway Authority that it is necessary and expedient to make an Order for preserving or improving the amenities of the area through which the road runs and for preventing a likelihood of danger arising from any reduced visibility on approach to the new pedestrian crossing. The bay itself will provide for a designated disabled parking bay outside of the normal traffic running lane, this will prevent / mitigate potential congestion.

The proposal has been subject to consultation with local and County Councillors representing the area and North Hertfordshire District Council. The local Police, Fire and Rescue Services, HTCI, Ramblers GP, Society for the Blind, Byways and Bridleways, CTC and local residents also been consulted.

